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March 15, 2017

BY ECF

Hon. Nicholas G. Garaufis
United States District Judge
United States District Court for the Eastern District of New York
United States Courthouse
225 Cadman Plaza East
Brooklyn, New York 11201

Re: *Force, et al. v. Facebook, Inc.*
Docket no. 16-cv-5158(NGG)
Cohen, et al. v. Facebook, Inc.
Docket no. 16-cv-4453

Dear Judge Garaufis,

We represent the plaintiff in these related actions, and write briefly to correct a mis-statement made during oral argument of the defendant's motions to dismiss on March 1, 2017.

On page 37 of the transcript of oral argument I stated that the *Fields* district court decision from California, *Fields v. Twitter*, 2016 WL 4205687 (N.D. Cal. 2016), had not been appealed. I learned today that actually a notice of appeal was filed by the plaintiffs in that case, and the appellants' briefs are presently due March 31, 2017. My mis-statement was because the last page of the docket sheet I had for the *Fields* case was missing from my printout, so I was unaware of the filing of the notice of appeal.

I apologize to the Court for any confusion caused by my inadvertent mis-statement.

Respectfully yours,


Robert J. Tolchin

Cc: All parties by ECF